

## **SB 1026**

### **Summary Amendment A04801**

This amendment reorganizes and makes clarifying changes.

It deletes the definition of multidisciplinary response and includes child fatality and near fatality review teams within the immunity from liability provision. Local public health child death review teams are added to those organizations able to receive reports under Chapter 63.

The report to the Governor and General Assembly is deleted and a provision is added to require the department to develop a data form to collect information from the child fatality and near fatality review teams which can be incorporated into a study.

The department and local agencies shall look to counties where the child resided within 16 months of the fatality or near fatality for their reviews and the department shall commence its review immediately upon receipt of a report. The department's review and report shall be completed as soon as possible but no later than six months from the date of the receipt of the initial report. The response time permitted for the department to respond to the county agency upon submission of their report is shortened from 60 to 45 days.

Child fatality and near fatality review teams shall consist of at least six individuals who are broadly representative of the county and have expertise in the prevention and treatment of child abuse. When convening a team, consideration should be given to the circumstances of each case.

A separate section is added to address the release of reports. Prior to completing its report, the department may release the following information regarding the child:

- the identity
- the identity of any agency with custody
- the identity of any agency under contract to provide services
- a description of the services provided
- the identity of the county agency convening the child fatality or near fatality review team

After completion of the review and report by the department, the report may be released to individuals able to receive confidential reports under section 6340. The report shall be made available to the public and identifying information must be removed.

The report of the county agency and the department's response shall be made available to those permitted to receive confidential reports. The public shall have access to the report and response and identifying information shall be removed.

No report or response shall be released if the district attorney certifies a pending criminal investigation may be compromised. Certification shall stay the release of the report for 60 days at which time the report or response shall be released unless there is a new certification.